

216 *shall begin to hold dinance a tenir lieu a seute de place at the Suit of the Party, partie de la fest de saint Michael from the Feast of St. *Michael* chel proschein enavaunt. next ensuing forward.

4 Ed. 4, f. 10. 6 Co. 67. Cro. El. 198. Cro. Jac. 610. Dyer, 46. Bro. Addit. 4, 5, 7, 8, 9, 10, 12, 14, 15, 19. Fitz. Brief, 30, 36, 40, 47, 49, 51, 61, 67, 72, 75, 109, 122, 124, 125, 129, 151, 163, 169, 201, 236, 940. 2 Leon. 183, 200. 3 H. 6, 30 b. pl. 17. 2 Roll. 225. 3 Mod. 139. 1 Shower, 16. Hob. 129. Surplusage of Additions shall not prejudice. Mod. Cases in Law, 52. 8 H. 6, c. 12. 5 El. c. 23.

But now by the Code, Art. 30, sec. 82,¹ no indictment or presentment for felony or misdemeanor shall be quashed, nor shall any judgment upon any indictment for any felony, &c., or upon any presentment, whether after verdict, by confession, or otherwise, be stayed or reversed . . . for the omission or misstatement of the title, occupation, or degree of the defendant, or other person or persons, named in the said indictment, inquisition, or presentment. And by sec. 79,² whenever the misnomer of any defendant is pleaded in abatement to any indictment, &c., the indictment may be amended by inserting the true name of such party, &c. See as to the effect of these provisions, *Negro Ann Hammond v. The State*, 14 Md. 135.

¹Code 1904, Art. 27, sec. 438.

²Code 1904, Art. 27, sec. 435; *Watts v. State*, 99 Md. 33.

STATUTES

Made at LEICESTER, Anno 2 HEN. V. and A. D. 1414. Stat. 1.

CAP. II.

A Corpus cum causa, or Certiorari to remove him which is in Execution at another Man's Suit.

Item, Forasmuch as many Men have been condemned in the Courts of our Lord the King, and in the Courts of his Progenitors, as well within the City of *London*, as in other Cities and Boroughs within the

Item pur ceo qe pleuseurs gentz ont estez condempnez en les courtz nostre dit seignour le roy & en les courtz de sez nobles progenitours sibien deinz la citee de Loundres come en autres citees & burghs